IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.GIRI

WEDNESDAY, THE 5TH DECEMBER 2007 / 14TH AGRAHAYANA 1929

WP(C).No. 35677 of 2007(V)

PETITIONER:

SHAJAHAN.A., FIRST GRADE OVERSEER
IRRIGATION, L.S.G.D. SECTION, PANMANA GRAMA
PANCHAYAT, CHAVARA, KOLLAM-691 583.

BY ADV. DR.K.P.SATHEESAN
SRI.K.K.GOPINATHAN NAIR
SRI.M.R.JAYAPRASAD
SRI.P.MOHANDAS (ERNAKULAM)

RESPONDENTS:
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1. **STATE OF KERALA, REPRESENTED BY**
THE SECRETARY, WATER RESOURCES DEPARTMENT,
GOVERNMENT SECRETARIAT, THIRUVANANTHAPURAM-33.

2. **THE CHIEF ENGINEER,**
IRRIGATION AND ADMINISTRATION,
THIRUVANANTHAPURAM-33.

BY GOVERNMENT PLEADER SRI.BEJOY CHANDRAN

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 05/12/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

V.GIRI,J.

W.P (C) No. 35677 of 2007

Dated this the 5th December, 2007

J U D G M E N T

The petitioner, who is working as First Grade Draftsman in the Water Resources Department, aspires for promotion to the post of Assistant Engineer. According to him, there are considerable defects in the final seniority list of First Grade Draftsman and this has been pointed out by the petitioner and similarly situated persons. Some of them had approached this Court in W.P (C) No.33473 of 2007 and the same was disposed of as per Exhibit-P7 judgment requiring the 2nd respondent viz., the Chief Engineer to look into Exhibits P5 and P6 in the said writ petition and take a decision thereon after hearing the petitioners.

2. Petitioner contends that once the anomalies in the final seniority list are rectified, such persons who have not joined the Department will be excluded there from. Then more number of persons will be included in the zone of consideration. In so far as the DPC is concerned, this aspect has been highlighted in Exhibit-P8.

After hearing the learned Government Pleader and taking note of the direction in Exhibit-P7 judgment, this writ petition is disposed of directing the 2nd respondent to look into Exhibit-P8 and take a decision thereon and communicate the same to the petitioner, as early as possible and then proceed to convene a DPC for promotion to the post of Assistant Engineer.

(V.GIRI, JUDGE)

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K.THANKAPPAN,J

CRL.A. NO.92 OF 1999

ORDER

25th May, 2007